

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CIVIL NO. 1:05CV55

TERRY ALVIN HYATT,)	
)	
Petitioner,)	
)	
Vs.)	<u>JUDGMENT</u>
)	
GERALD BRANKER, Central Prison,)	
Raleigh, North Carolina,)	
)	
Respondent.)	
)	

For the reasons set forth in the Memorandum of Opinion filed
herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that
the Respondent's motion for summary judgment is **ALLOWED**, the
Petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. §
2254 is **DENIED**, and this matter is hereby **DISMISSED WITH
PREJUDICE** in its entirety.

Signed: September 24, 2008



Lacy H. Thornburg
United States District Judge

